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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------|-------------|----------------------|---------------------|------------------|
| 09/769,531 | 01/26/2001 | Naohito Takae | 1095.1155 (JDH) | 4909 |

21171 7590 03/13/2006

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EXAMINER

GAUTHIER, GERALD

ART UNIT PAPER NUMBER

2645

DATE MAILED: 03/13/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

| | | | |
|------------------------------|--------------------------------------|-------------------------------------|--|
| Office Action Summary | Application No. 09/769,531 | Applicant(s) TAKAE ET AL. | |
| | Examiner Gerald Gauthier | Art Unit 2645 | |

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 12 January 2006.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 3,4,7-10 and 16-18 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 3,4,7-10 and 16-18 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Continued Examination Under 37 CFR 1.114

1. A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on January 12, 2006 has been entered.

Claim Rejections - 35 USC § 102

2. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

3. **Claim(s) 3, 4, 7-10, 16, 17 and 18** are rejected under 35 U.S.C. 102(e) as being anticipated by Ogawa (JP 2000278393 A).

Regarding **claim(s) 3**, Ogawa discloses a telephone directory information modifying apparatus, further comprising a change notifying unit notifying the second subscriber of the change of the first telephone number (paragraph 0008).

Regarding **claim(s) 4**, Ogawa discloses a telephone directory information modifying apparatus, further comprising a change confirming unit that asks the first subscriber whether or not the second backup copy needs to be modified before the telephone number changing unit changes the first telephone number in the second backup copy (paragraph 0008).

Regarding **claim(s) 7**, Ogawa discloses a telephone directory information modifying apparatus, wherein said telephone number change notification instruction is an instruction from the first subscriber (paragraph 0008).

Regarding **claim(s) 8**, Ogawa discloses a telephone directory information modifying apparatus, wherein said telephone number change notification instruction is an instruction from a portable telephone service provider (paragraph 0008).

Regarding **claim(s) 9**, Ogawa discloses a telephone directory information modifying apparatus, the telephone number changing unit that further changes the first telephone number in the first backup copy to the third telephone number in response to the telephone number change notification instruction from the portable telephone service provider (paragraph 0008).

Regarding **claim(s) 10**, Ogawa discloses a telephone directory information modifying apparatus, further comprising a telephone number difference reflecting unit sending telephone number difference information to the second subscriber so as to cause the change of the first telephone number, to be reflected in a telephone directory of the second subscriber's portable telephone (paragraph 0008).

Regarding **claim(s) 16, 17 and 18**, Ogawa discloses an apparatus disposed in a data center managing a telephone network, the apparatus comprising:

a storage unit storing a first backup copy of telephone directory information received from a first subscriber having a first telephone number, as well as a second backup copy of telephone directory information received from a second subscriber having a second telephone number (paragraph 0005);

a first searching unit, responsive to a telephone number change notification instruction requesting a change of the first telephone number to a third telephone number, searching the first backup copy to find that the second telephone number is registered therein (paragraph 0006);

a second searching unit, responsive to detection of the second telephone number in the first backup copy, searching the second backup copy to determine whether the first telephone number is registered therein (paragraph 0015); and

a telephone number changing unit, responsive to detection of the first telephone number in the second backup copy, changing the first telephone number in the second backup copy to the third telephone number (paragraph 0015).

Response to Arguments

4. Applicant's arguments with respect to **claim(s) 3, 4, 7-10, 16, 17 and 18** have been considered but are moot in view of the new ground(s) of rejection.

Conclusion

5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Gerald Gauthier whose telephone number is (571) 272-7539. The examiner can normally be reached on 8:00 AM to 4:30 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Fan Tsang can be reached on (571) 272-7547. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Art Unit: 2645

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).


GERALD GAUTHIER
PATENT EXAMINER

g.g.
February 20, 2006